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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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FIZZ SOCIAL CORP.,

Plaintiff,

-against-

23-cv-8840 (LAK)

FLOWER AVE, INC.,

Defendant.  
----- x

**ORDER**

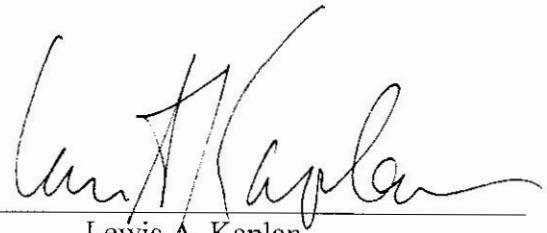
LEWIS A. KAPLAN, *District Judge*.

On the grounds set forth in the report and recommendation of Magistrate Judge Barbara Moses, to which no objection has been filed, defendant's motion to dismiss the complaint is granted. The dismissal is with prejudice with respect to the Lanham Act claim and without prejudice as to the other claims.

The Clerk shall close the case.

SO ORDERED.

Dated: August 20, 2024



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Lewis A. Kaplan  
United States District Judge